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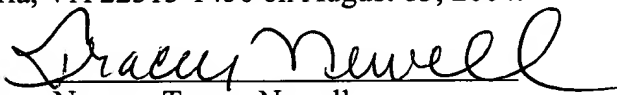
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Edward L. BAYIATES :
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Appl. No.: 09/478,156 : Art Unit: 2172
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Filed: January 5, 2000 : Examiner: TRUONG, Cam
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For: STORING AND RETRIEVING THE VISUAL : Atty. Docket: NGM-00201
FORM OF DATA :
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Certificate of Mailing

I hereby certify that the foregoing document is being deposited with the United States Postal Service, postage prepaid, first class mail, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 13, 2004.


Name: Tracey Newell

COMMUNICATION TO EXAMINER RE RESETTING OF MAILING DATE OF OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

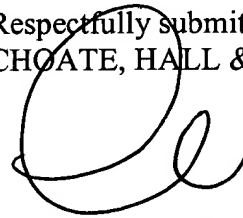
Applicant hereby requests that the mailing date of March 11, 2004 for a non-final Office Action mailed in the above-referenced patent application be reset as that Office Action was never received by Applicant.

Attached is a Communication to the Examiner dated May 25, 2004 in which it is stated that Applicant was waiting for a new non-final Office Action which had not yet been received and asked when we would be receiving the Office Action. Telephone calls were placed to the Examiner on March 30, April 27, May 17 and June 17, 2004 inquiring about the status of the Office Action and Applicant was never told the Office Action had already been mailed.

In a telephone call to the Examiner of August 13, 2004 Applicants learned that a new non-final Office Action had indeed been mailed on March 11, 2004 but never received. Applicants were told by the Examiner to call Lisa at 703-305-9601 to request that the Office Action mailing date be reset. A message was left with Lisa on August 13, 2004.

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at 617-248-4042.

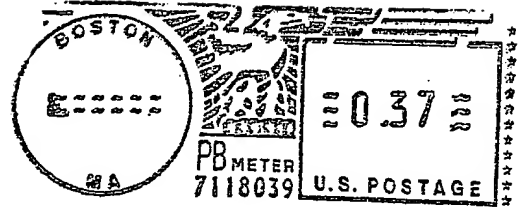
Respectfully submitted,
CHOATE, HALL & STEWART



Anne E. Saturnelli
Registration No. 41,290

Patent Group
Choate, Hall & Stewart
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53 State Street
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Fax: (617) 248-4000

Date: August 13, 2004



CHOATE, HALL & STEWART
EXCHANGE PLACE
53 STATE STREET
BOSTON, MA 02109
ATTN: PATENT DEPARTMENT

Date: May 25, 2004

The stamp of the United States Patent & Trademark Office placed hereon shall indicate the receipt of the following items:

Applicant(s): Edward L. BAYIATES

Application No.: 09/478,156

Filed: January 5, 2000

Title: STORING AND RETRIEVING THE VISUAL FORM OF DATA

Communication to Examiner

Attorney: AES

Case No. NGM-00201

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Edward L. BAYLATES

Appl. No.: 09/478,156

Filed: January 5, 2000

For: STORING AND RETRIEVING THE VISUAL
FORM OF DATA

Art Unit: 2172

Examiner: TRUONG, Cam

Atty. Docket: NGM-00201

Certificate of Mailing

I hereby certify that the foregoing document is being deposited with the United States Postal Service, postage prepaid, first class mail, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on May 25, 2004.

A handwritten signature in cursive script that reads "Tracey Newell".
Name: Tracey Newell**COMMUNICATION TO EXAMINER**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

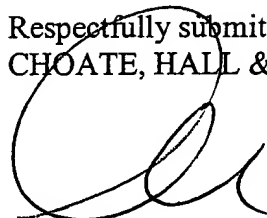
A Final Office Action was mailed February 23, 2004 in the above-referenced patent application and an Advisory Action was mailed on March 11, 2004.

Several call have been placed to the Examiner on this case in which she has stated that this Final Office Action and Advisory Action were sent in error and that she would issue a new non-final Office Action withdrawing the Advisory Action and finality of the previous Office Action. Three of these telephone calls were made on March 30, April 27, and May 17, 2004. As of today, a new Office Action has not been received. In the meantime, the time period for responding to the Final Office continues to elapse.

Applicant requests the status of this application and asks when the new non-final Office Action will be issued.

Should there be any questions after reviewing this paper, the Examiner is invited to contact the undersigned at 617-248-4042.

Respectfully submitted,
CHOATE, HALL & STEWART



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Registration No. 41,290

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Date: May 25, 2004